COPY

PD96-0040

DECLARATION AND POWER OF ATTORNEY

DECLARATION:

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe, I am the original, first and sole inventor (if only one name is listed below) or, the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention for Method and Apparatus for Performing Two Pass Quality Video Compression Through Pipelining and Buffer Management, the specification of which is attached hereto unless the following box is checked.

[] was filed on __ as Application Serial Number __ and was amended on __ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATIONS

Number	Country	Date Filed	Priority Claimed (Yes/No)
			,

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States Provisional application(s) listed below.

APPLICATION NUMBER	FILING DATE
·	

I hereby claim the benefit under Title 35, United States Code, \$120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, \$112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, \$1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

PRIOR UNITED STATES APPLICATIONS

Filing Date	Status
	Filing Date

I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY:

On behalf of Digital Equipment Corporation, Assignee of my entire right, title and interest, I hereby appoint the following attorney(s) and/or agent(s) with full power of substitution to act exclusively for Digital to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Arthur W. Fisher, Reg. No. 27,549; Albert Sidney Johnston, Reg. No. 29,548; Rama B. Nath, Reg. No. 27,072; Ronald C. Hudgens, Reg. No. 24,288; Denis G. Maloney, Reg. No. 29,670; Dirk Brinkman, Reg. No. 35,460; Gary E. Ross, Reg. No. 29,431; Kenneth F. Kozik, Reg. No. 36,572; James F. Thompson, Reg. No. 36,699; David A. Dagg, Reg. No. 37,809; Christine M. Kuta, Reg. No. 38,001; Krishnendu Gupta, Reg. No. 37,977; Mary M. Steubing, Reg. No. 37,946; Mark J. Casey, Reg. No. 37,796, Lindsay G. McGuinness, Reg. No. 38,549; Diane C. Drozenski, Reg. No. 39,177.

All correspondence should be addressed to:

Patent Law Group
Digital Equipment Corporation
111 Powdermill Road, MSO2-3/G3
Maynard, Massachusetts 01754-1499

All telephone calls should be directed to <u>Lindsay G. McGuinness</u>, telephone number (508) 493-8257.

Inventor's Full Name:	Matthew James Adiletta		
Inventor's Signature:	atitle 1. Atth		
Date:	719-96		
Residence: (City, State and/or country)	Worcester, Massachusetts / U.S.A.		
Citizenship:	United States of America		
Post Office Address:	20 Monticello Drive Worcester, MA 01603		

Inventor's Full Name:	King-Wai Chow
Inventor's Signature:	Clu Knyn h
Date:	June 19 1994
Residence: (City, State and/or country)	Marlboro, Massachusetts / U.S.A.
Citizenship:	Hong Kong
Post Office Address:	141B Apt. 12 Broadmeadow Road Marlboro, MA 01752

PD96-0040

Inventor's Full Name:	Samuel William Ho
Inventor's Signature:	Sund Ho
Date:	June 19 1996
Residence: (City, State and/or country)	Marlborough, Massachusetts / U.S.A.
Citizenship:	United States of America
Post Office Address:	52 Onamog Street Marlborough, MA 01752-2815

Inventor's Full Name:	Robert Clint Rose
Inventor's Signature:	Rount e Ru
Date:	6/19/96
Residence: (City, State and/or country)	Hudson, Massachusetts / U.S.A.
Citizenship:	United States of America
Post Office Address:	38 Old North Road Hudson, MA 01749

Inventor's Full Name:	William Ralph Wheeler		
Inventor's Signature:	Will RALL		
Date:	6/19/96		
Residence: (City, State and/or country)	Southborough, Massachusetts / U.S.A.		
Citizenship:	United States of America		
Post Office Address:	9 Darlene Drive Southborough, MA 01772		

PD96-0040

Inventor's Full Name:	Duane E. Galbi
Inventor's Signature:	Duane Jalli
Date:	6/19/96
Residence: (City, State and/or country)	Marlborough, Massachusetts / U.S.A.
Citizenship:	United States of America
Post Office Address:	750 Farm Road, Apt. 34 Marlborough, MA 01752

POST OFFICE ADDRESS

same as above

DECLARATION

SOLE/JOINT INVENTOR ORIGINAL/SUBSTITUTE/CIP

As a below named inventor, I hereby declare that: my residence, post office address, and citizenship are as stated below next to my name. I believe I

am the original, first, and sole invent which is claimed and for which a pat QUALITY VIDEO COMPRESSION	ent is sought on the inve	ntion entitled	: METHOD AND APPARATL	rs are listed below) IS FOR PERFORA	of the subject matter ING TWO PASS
as described in the specification [filed July 10, 2000	attached or [] of pate	ent Application			
I hereby state that I have reviewed are amendment referred to above; that I invention thereof, or patented or describes application; that the invention has country foreign to the United States of this application; and that I acknowled accordance with Title 37, Code of Ferecord or being made of record in the	nd understand the content do not know and do not be cribed in any printed pub as not been patented or m of America on an applica dge the duty to disclose in deral Regulations § 1.56	ts of the above the salication in an anade the subjection filed by information o	re identified specification, including me was ever known or used in the Uy country before my or our inventions of an inventor's certificate issued me or my legal representative or assort which I am aware which is materia	United States of Art on thereof or more I before the date of signs more than two I to the examination	nerica before my or ou than one year prior to this application in any elve months prior to on of this application in
(2) it refutes, or is incon	sistent with, a position th	ne applicant h	•	tability of a claim;	or
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hereby claim foreign priority beneficelow and have also identified below	ts under Title 35, United any foreign application(States Code (s) having a f	§ 119 of any foreign application(s) ling date before that of the applicat	for patent or invenion(s) on which pr	tor's certificates listed iority is claimed:
COUNTRY	APPLICATION N	JMBER	DATE OF FILING		CLAIMED UNDER U.S.C. 119
				[]YES	[] NO
hereby claim the benefit under 35 UApplication Number)		ited States pr	ovisional application(s) listed below	v. ·	
Application Number)	(F	iling Date)			
hereby claim the benefit under Title any claim of this application is not di n Title 37, Code of Federal Regulati- iling date of this application: 08/670,199 filed 12/1/98 -	sclosed in the prior Unite ons § 1.56(a) which occu	ed States App irred between	lication, I acknowledge the duty to	disclose material i	nformation as defined
hereby declare that all statements m rue; and further that these statements mprisonment, or both, under Section he application or any patent issued the	were made with the kno 1001 of Title 18 of the t	wledge that v	villful false statements and the like	so made are punish	nable by fine or
FULL NAME OF SOLE OR FIR	ST INVENTOR	INVENTO	PR'S SIGNATURE	DATE	
Matthew J. Adiletta	· · · · · · · · · · · · · · · · · · ·	ļ			
RESIDENCE				CITIZE	NSHIP
20 Monticello Dr., Worcester, Mass POST OFFICE ADDRESS	sachusetts 01603			USA	
same as above					
FULL NAME OF SECOND JOIN	NT INVENTOR	INVENTO	PR'S SIGNATURE	DATE	
Samuel W. Ho			•		
RESIDENCE				CITIZE	NSHIP
52 Onamog Street, Marlborough, Massachusetts 01752				USA	

FULL NAME OF THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Robert C. Rose		
RESIDENCE		CITIZENSHIP
38 Old North Road, Hudson, Massachusetts 01749		USA
POST OFFICE ADDRESS		
FULL NAME OF FOURTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
William R. Wheeler RESIDENCE		CITIZENSHIP
9 Darlene Drive, Southborough, Massachusetts 01772		USA
POST OFFICE ADDRESS		
same as above FULL NAME OF FIFTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
	Ehrania Eyer Solman	06/27/2001
Subramania Iyer Sudharsanan RESIDENCE	1	CITIZENSHIP
6589 Mt. Royal Drive, San Jose, California 95120		Sei Lanks USA
POST OFFICE ADDRESS	, , , , , , , , , , , , , , , , , , , ,	8.5. 66127/01
FULL NAME OF SIXTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP
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FULL NAME OF TENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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same as above

DECLARATION

SOLE/JOINT INVENTOR ORIGINAL/SUBSTITUTE/CIP

				
As a below named inventor, I hereby am the original, first, and sole invent which is claimed and for which a pat QUALITY VIDEO COMPRESSION	tor (if only one name is lis tent is sought on the inven	sted below) o ntion entitled:	or a joint inventor (if plural inventors : METHOD AND APPARATUS	ed below next to my name. I believe I are listed below) of the subject matter S FOR PERFORMING TWO PASS
as described in the specification [filedJuly 10, 2000			on Serial No. <u>09/613,359</u> on <u>April 27, 2001</u>	
this application; that the invention has country foreign to the United States	do not know and do not be cribed in any printed publas not been patented or ma of America on an applicat dge the duty to disclose in ederal Regulations § 1.56(pelieve the sar lication in any lade the subje- tion filed by r aformation of	me was ever known or used in the Usey country before my or our invention out of an inventor's certificate issued to me or my legal representative or assifuncts. It am aware which is material	nited States of America before my or our thereof or more than one year prior to before the date of this application in any gns more than twelve months prior to
(1) it establishes, by itse(2) it refutes, or is incon	elf or in combination with sistent with, a position the	other inform e applicant h	nation, a prima facie case of unpatent as taken or may take in:	ability of a claim; or
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I hereby claim foreign priority benefit below and have also identified below	its under Title 35, United any foreign application(s	States Code s) having a fi	§ 119 of any foreign application(s) fling date before that of the application	or patent or inventor's certificates listed on(s) on which priority is claimed:
COUNTRY	APPLICATION NU	JMBER	DATE OF FILING	PRIORITY CLAIMED UNDER 35 U.S.C. 119
				[]YES []NO
I hereby claim the benefit under 35 U (Application Number)		ited States pro	ovisional application(s) listed below.	
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any claim of this application is not di	isclosed in the prior Unite ons § 1.56(a) which occur	ed States App irred between	lication. Lacknowledge the duty to d	low and, insofar as any subject matter of lisclose material information as defined on and the national PCT international
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FULL NAME OF SOLE OR FIR	ST INVENTOR	INVENTO	DR'S SIGNATURE	DATE
Matthew J. Adiletta RESIDENCE		<u> </u>		CAMAGAZIOAAD
	1			CITIZENSHIP
20 Monticello Dr., Worcester, Mass	sacnusetts 01603			USA
same as above		•		
FULL NAME OF SECOND JOIN	NT INVENTOR	INVENTO	PR'S SIGNATURE	DATE
Samuel W. Ho RESIDENCE				CIMIZEN SAVID
52 Onamog Street Marlhorough M	(CITIZENSHIP
L 17 CHIMHOU SITERT MISTINGTONICH M	rassachusette (HT/N7			TICA

FULL NAME OF THIRD JOINT INVEN R	INVENTOR'S SIGNATURE	DATE
Robert C. Rose	Valent C. Kreen	7/24/01
RESIDENCE		CITIZENSHIP
38 Old North Road, Hudson, Massachusetts 01749		USA
POST OFFICE ADDRESS		
FULL NAME OF FOURTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
	·	
William R. Wheeler RESIDENCE		CITIZENSHIP
9 Darlene Drive, Southborough, Massachusetts 01772	. •	USA
POST OFFICE ADDRESS		
same as above		
FULL NAME OF FIFTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Subramania Iyer Sudharsanan		CITIZENSHIP
RESIDENCE		Sri Lanka
6589 Mt. Royal Drive, San Jose, California 95120 POST OFFICE ADDRESS		Sri Lanka
FULL NAME OF SIXTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP
POST OFFICE ADDRESS		
FULL NAME OF SEVENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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THE PERSON NAMED IN THE PROPERTY OF	INVENTOR'S SIGNATURE	DATE
FULL NAME OF EIGHTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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FULL NAME OF NINTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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POST OFFICE ADDRESS		
FULL NAME OF TENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP
POST OFFICE ADDRESS		

52 Onamog Street, Marlborough, Massachusetts 01752
POST OFFICE ADDRESS

same as above

DECLARATION

SOLE/JOINT INVENTOR ORIGINAL/SUBSTITUTE/CIP

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	or (if only one name is lis ent is sought on the inven	sted below) o ntion entitled:	r a joint inventor (if plural inventor METHOD AND APPARATU	ted below next to my name. I believe I s are listed below) of the subject matter S FOR PERFORMING TWO PASS	
as described in the specification [] attached or [] of patent Application Serial No. 09/613,359 filed July 10, 2000 and amended on April 27, 2001					
invention thereof, or patented or describing application; that the invention has country foreign to the United States of	do not know and do not be cribed in any printed published in any printed or mand of America on an applicating the duty to disclose in deral Regulations § 1.56(elieve the sar lication in any ade the subje tion filed by r nformation of	me was ever known or used in the U y country before my or our inventic ct of an inventor's certificate issued me or my legal representative or ass Which I am aware which is materia	Jnited States of America before my or our n thereof or more than one year prior to before the date of this application in any igns more than twelve months prior to il to the examination of this application in	
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I hereby claim foreign priority benefit below and have also identified below				for patent or inventor's certificates listed ion(s) on which priority is claimed:	
COUNTRY	APPLICATION NU	JMBER	DATE OF FILING	PRIORITY CLAIMED UNDER 35 U.S.C. 119	
				[]YES []NO	
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Matthew J. Adiletta RESIDENCE		<u> </u>		CITIZENSHIP	
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Samuel W. Ho RESIDENCE		<u> </u>	Sr 1760	CITIZENSHIP	
52 Onamog Street, Marlborough, Massachusetts 01752			USA		

FULL NAME OF THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Robert C. Rose	· ·	
RESIDENCE		CITIZENSHIP
38 Old North Road, Hudson, Massachusetts 01749 POST OFFICE ADDRESS		USA
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FULL NAME OF FOURTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
William R. Wheeler		
RESIDENCE		CITIZENSHIP
9 Darlene Drive, Southborough, Massachusetts 01772	. `	USA
POST OFFICE ADDRESS		
same as above FULL NAME OF FIFTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Subramania Iyer Sudharsanan	H.V.E.(TOK S SIGNATURE	DATE
RESIDENCE		CITIZENSHIP
6589 Mt. Royal Drive, San Jose, California 95120		Sri Lanka
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FULL NAME OF TENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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same as above

Attorney Docket No. 0918.1222-001 (PD96-004)

SOLE/JOINT INVENTOR

DECLARATION ORIGINAL/SUBSTITUTE/CIP As a below named inventor, I hereby declare that: my residence, post office address, and citizenship are as stated below next to my name. I believe I am the original, first, and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHOD AND APPARATUS FOR PERFORMING TWO PASS QUALITY VIDEO COMPRESSION THROUGH PIPELINING AND BUFFER MANAGEMENT as described in the specification [] attached or [] of patent Application Serial No. 09/613,359 and amended on April 27, 2001 July 10, 2000 filed I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above; that I do not know and do not believe the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application; that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representative or assigns more than twelve months prior to this application; and that I acknowledge the duty to disclose information of which I am aware which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations § 1.56(a). Such information is material when it is not cumulative to information already of record or being made of record in the application, and it establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or it refutes, or is inconsistent with, a position the applicant has taken or may take in: opposing an argument of unpatentability relied on by the Office, or (ii) asserting an argument of patentability. I hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificates listed below and have also identified below any foreign application(s) having a filing date before that of the application(s) on which priority is claimed: DATE OF FILING PRIORITY CLAIMED UNDER APPLICATION NUMBER COUNTRY 35 U.S.C. 119 [] NO [] YES I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below. (Filing Date) (Application Number) (Filing Date) (Application Number) I hereby claim the benefit under Title 35 United States Code § 120 of any United States application(s) listed below and, insofar as any subject matter of any claim of this application is not disclosed in the prior United States Application, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations § 1.56(a) which occurred between the filing date of the prior application and the national PCT international filing date of this application: 08/670,199 filed 12/1/98 - patented (U.S. Patent No. 6,101,276) I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. FULL NAME OF SOLE OR FIRST INVENTOR do Matthew J. Adiletta CITIZENSHI RESIDENCE USA 20 Monticello Dr., Worcester, Massachusetts 01603 POST OFFICE ADDRESS same as above DATE FULL NAME OF SECOND JOINT INVENTOR **INVENTOR'S SIGNATURE** Samuel W. Ho CITIZENSHIP RESIDENCE **USA** 52 Onamog Street, Marlborough, Massachusetts 01752

FULL NAME OF THIRD JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
Robert C. Rose	1	
RESIDENCE		CITIZENSHIP
38 Old North Road, Hudson, Massachusetts 01749		USA
POST OFFICE ADDRESS		
FULL NAME OF FOURTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
William R. Wheeler		
RESIDENCE		CITIZENSHIP
9 Darlene Drive, Southborough, Massachusetts 01772		USA
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Subramania Iyer Sudharsanan RESIDENCE		CITIZENSHIP
6589 Mt. Royal Drive, San Jose, California 95120		Sri Lanka
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FULL NAME OF SEVENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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FULL NAME OF TENTH JOINT INVENTOR	INVENTOR'S SIGNATURE	DATE
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PATENT APPLICATION Docket No.: 0918.1222-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Matthew J. Adiletta, Samuel W. Ho, Robert C. Rose, William R. Wheeler

and Duane E. Galbi

Application No.:

09/613,359

Group:

2624

Filed:

July 10, 2000

Examiner:

W. Chen

METHOD AND APPARATUS FOR PERFORMING TWO PASS QUALITY VIDEO For:

COMPRESSION THROUGH PIPELINING AND BUFFER MANAGEMENT

CERTI	FICATE OF MAILING
I hereby certify that this	correspondence is being deposited with the
United States Postal Service	e with sufficient postage as First Class Mail in
an envelope addressed to A	Assistant Commissioner for Patents, Washington
D.C. 20231	.1
on 11/27/01	Though VO. Moiest
Date	Signature

Typed or printed name of person signing certificate

DECLARATION OF C. STEVEN KURLOWECZ

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

- I, C. Steven Kurlowecz, hereby declare that:
- 1) I am an attorney employed by Hamilton, Brook, Smith & Reynolds, P.C. From at least January 2001, I represented Compaq Computer Corporation (assignee) in prosecuting the above referenced patent application at the United States Patent and Trademark Office.

- 2) I am submitting the present Declaration in support of a petition under 37 C.F.R. 1.47(a) being filed herewith to establish that the non-signing inventor of the present application, namely William R. Wheeler, has refused to sign a Declaration/Power of Attorney in connection with the present application.
- 3) On July 10, 2000, U.S. Application No. 09/613,359 (a Continuation of U.S. Application No. 08/670,199) was filed with the U.S. Patent and Trademark Office by Hamilton, Brook, Smith & Reynolds, P.C., on behalf of Compaq Computer Corporation.
- 4) Because the claims of this patent application were drawn from multiple related patent applications an effort to determine the correct inventorship was undertaken.
- 5) On March 22, 2001 a letter regarding inventorship and a copy of the current claims was sent to all inventors named in this patent application, the Continuation patent application and all related patent applications from which the claims were drawn. William R. Wheeler was one of the inventors to whom the letter was sent. A copy of the letter is attached hereto as Exhibit A. No response to that letter has been received.
- 6) On June 19, 2001 a letter was sent to William R. Wheeler explaining that a correction of inventorship was being done for the patent application and requesting his signature on a Declaration/Power of Attorney. The Declaration/Power of Attorney was enclosed with the letter. A copy of the letter is attached hereto as Exhibit B. No response to that letter has been received.
- 7) On July 20, 2001 a copy of the June 19, 2001 letter was re-sent as a reminder to William R. Wheeler. No response to that letter has been received.
- 8) On September 11, 2001, I requested from Ms. Cyndie Ahearn of Compaq Computer Corporation the last known address and phone number of William R. Wheeler. She confirmed the last known address as the address we had used for the mailing of the letters of March 22,

2001, June 19, 2001 and July 20, 2001. Ms. Cyndie Ahearn also gave me the last known phone number of William R. Wheeler.

- 9) On September 11, 2001, I called the phone number and left a message on an answering machine connected to the phone number. The announcement message indicated that the phone was associated with the Wheeler residence. I left a message explaining that I had mailed multiple letters regarding the correction of inventorship and had not received a response. I left my phone number and requested that William R. Wheeler contact me regarding any questions or issues he might have concerning the correction of inventorship paperwork. I did not receive a response to the phone message.
- 10) On September 17, 2001, I placed a follow-up call to the phone of William R. Wheeler. I left an additional message regarding the correction of inventorship and again requested that William R. Wheeler contact me regarding any questions or issues he might have concerning the correction of inventorship paperwork. I did not receive a response to the follow-up phone message.
- 11) As of at least May 16, 1998 or about, William R. Wheeler was no longer employed by Compaq Computer Corporation.

Respectfully submitted,

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Dated:

11/27/01